

**REMARKS**

Claims 1-25 are pending in the application and all have been rejected.

Reconsideration of the claims is respectfully requested.

**CLAIM REJECTIONS -- 35 U.S.C. § 103**

In the December 28, 2006 Office Action, the Examiner rejected Claims 1-5, 11-15, 21-25 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U. S. Patent No. 6,822,973 to *Kelly, et al*, (hereafter “Kelly”), in view of U. S. Patent No. 6,687,285 to *Jou* (hereafter “Jou”).

The Examiner also rejected Claims 6-10 and 16-20 under 35 U.S.C. §103(a) as being unpatentable over Kelly in view of Jou, and in further view of U.S. Patent Application Publication No. 2005/0014519 to *Sinnarajah, et al.* (hereafter “Sinnarajah”). The Applicant respectfully traverses these rejections.

In *ex parte* examination of patent applications, the Patent Office bears the burden of establishing a prima facie case of obviousness. MPEP § 2142, p. 2100-133 (8th ed. rev. 4, October 2005). Absent such a prima facie case, the applicant is under no obligation to produce evidence of nonobviousness. *Id.* To establish a *prima facie* case of obviousness, three basic criteria must be met: *Id.* First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. *Id.* Second, there must be a reasonable expectation of success. *Id.* Finally, the prior art reference (or references when combined) must teach or suggest all the claim

limitations. *Id.* The teaching or suggestion to make the claimed combination and the reasonable expectation of success must both be found in the prior art, and not based on applicant's disclosure.

*Id.*

The independent claims require that a paging channel message comprises a first data field containing a first reduced slot cycle index (SCI) value to be used by a first selected mobile station. This feature is not taught or suggested by the art of reference, alone or in combination.

The Examiner alleges that Kelly teaches these limitations. Kelly does teach that the BS may send a "message" to a mobile station that may specify a reduced SCI timer value. There is no teaching or suggestion that this message is specifically a paging channel message, as claimed. There is no teaching or suggestion of a paging channel message with a data field containing a reduced SCI value, as in each independent claim. Nor does any other art of reference teach these features, alone or in combination.

Further, there is no teaching or suggestion in art of record, alone or in combination, of a paging channel message having a second data field operable to select a mobile station to use a reduced SCI timer value, as claimed. Jou certainly does not teach this, contrary to the Examiner's allegations.

Further, there is no teaching or suggestion in art of record, alone or in combination, of a second data field selects said first selected mobile station to use said first reduced SCI value by associating a first one of said page records with said first reduced SCI value, as claimed. Kelly certainly does not teach this, contrary to the Examiner's allegations. The Examiner's "inherency"

argument is flawed, since Kelly only describes a single mobile station, and the Examiner's reasoning that the BS inherently "knows" the MS 102 identity is not a necessary aspect of Kelly's system at all. Kelly doesn't teach or suggest anything about page records at all.

These features are similarly not taught or suggested by any other art of record, alone or in combination. Accordingly, the Applicant respectfully requests the Examiner to withdraw the § 103 rejections with respect to these claims.

**CONCLUSION**

For the reasons given above, the Applicant respectfully requests reconsideration and allowance of the pending claims and that this application be passed to issue. If any outstanding issues remain, or if the Examiner has any further suggestions for expediting allowance of this application, the Applicant respectfully invites the Examiner to contact the undersigned at the telephone number indicated below or at *jmockler@munckbutrus.com*.

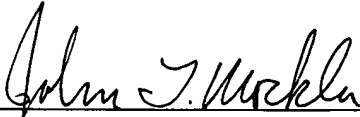
The Commissioner is hereby authorized to charge any additional fees connected with this communication or credit any overpayment to Deposit Account No. 50-0208.

Respectfully submitted,

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